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12  
13 **UNITED STATES DISTRICT COURT**  
14 **EASTERN DISTRICT OF CALIFORNIA**

15 ) Case No. 2:21-cv-02375-MCE-DB  
16 )  
17 )  
18 ) **JOINT STATUS REPORT AND**  
19 ) **STIPULATION AND**  
20 ) **ORDER TO STAY CASE DEADLINES**  
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MARIELA AGUILAR VELAZQUEZ, on  
behalf of herself and all others similarly  
situated,  
  
Plaintiff,  
  
vs.  
  
ALLY BANK,  
  
Defendant.

The Honorable Morrison C. England, Jr.

1 Pursuant to the Court's order (ECF No. 16), Defendant, Ally Bank, and Plaintiff, Mariela  
2 Aguilar Velazquez (together, the "Parties"), respectfully submit this joint report on the status of the  
3 Parties' settlement discussions.

4 On January 27, 2022, the Court entered an order granting the Parties' Stipulation and Order  
5 Pursuant to Local Rule 144(a) For Extension of Time to Respond to Complaint (ECF No. 11).  
6 Subsequently, on March 16, 2022, the Court entered an order granting the Parties' Stipulation and  
7 Order to Stay Case Deadlines (ECF No. 16) to enable the Parties to engage in settlement discussions  
8 and explore resolution of the case without litigation. The Parties' settlement discussions are ongoing  
9 and the Parties have each expressed a willingness to continue to explore the possibility of a negotiated  
10 resolution of this action. In the event the Parties are able to reach an agreement in principle to settle  
11 the action, Plaintiff intends to seek limited confirmatory discovery prior to the entry of a definitive  
12 settlement agreement.

13 The Parties believe that good cause exists for the Court to stay case deadlines for an additional  
14 45 days, which will conserve the Court's and Parties' resources and allow the Parties further time to  
15 discuss a potential settlement and, if necessary, conduct confirmatory discovery. Accordingly, the  
16 Parties respectfully request that the Court enter an order extending the case deadlines as follows:

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18 1. The case is stayed to enable the Parties to continue to engage in settlement  
19 discussions.

20 2. Defendant's deadline to file a response to the Complaint shall be extended from  
21 April 13, 2022, to May 31, 2022; Plaintiff's deadline to file any opposition to the motion shall be  
22 June 29, 2022; Defendant's deadline to file any reply in support of the motion shall be July 29, 2022;  
23 and the hearing on the motion shall be scheduled for August 18, 2022.

24 3. In the event the Parties continue to make progress towards settlement and  
25 require a further stay, the Parties shall submit to the Court an additional joint report concerning the  
26 status of the Parties' efforts to resolve the case and requesting a further stay on or before May 24, 2022.  
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28

4. Nothing in this stipulation is intended, or shall be deemed, to waive or otherwise prejudice any Party's rights, claims, defenses, motions, or objections (whether to jurisdiction, service, or otherwise) in this case.

Dated: April 7, 2022

Respectfully submitted,

/s/ Diane L. McGimsey

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Velazquez and the Proposed Class*

IT IS SO ORDERED.  
Dated: April 12, 2022

  
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MORRISON C. ENGLAND, JR.  
SENIOR UNITED STATES DISTRICT JUDGE